

PATENT

ATTORNEY DOCKET NO. UCDA.004.01US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mikal E. Saltveit *et al*

Serial No.: 09/964,992

Filed: September 26, 2001

For: Characterization of Phenylalanine Ammonia-  
lyase (PAL) Gene in Wounded Lettuce  
Tissue

) Examiner: *baum*

) Art Unit: 1648 38

) INFORMATION DISCLOSURE  
) STATEMENT TRANSMITTAL

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**BOX DD**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is:

- ☒ [X] An Information Disclosure Statement.
- ☒ [X] A PTO-1449.
- ☒ [X] Copies of references A1, B1, C2 and D1-D7 as listed on the PTO-1449.
- ☐ [ ] An International Search Report.
- ☒ [X] Return postcard (postage prepaid).

**CERTIFICATE OF EXPRESS MAILING**

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Date of Deposit: FEB 8 2002

I hereby certify under 37 C.F.R. 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the U.S. Patent and Trademark Office, P.O. Box 2327 Arlington, VA 22202

(Signature) *Robert Patterson*

(Printed Name) Robert Patterson

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1. ☒ This Information Disclosure Statement is filed before the later of:
  - ☐ three months from the filing date of this national application;
  - ☐ three months from the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application; or
  - ☒ the mailing date of a first office action on the merits.

☒ In accordance with 37 C.F.R. § 1.97(b), no fee is required.
  
2. ☐ This Information Disclosure Statement is filed after the events noted in paragraph 2, but before either:
  - (1) a final action under 37 C.F.R. § 1.113; or
  - (2) a Notice of Allowance under 37 C.F.R. § 1.311.

☐ In accordance with 37 C.F.R. § 1.97(c) also enclosed is:

  - ☐ a fee under 37 C.F.R. § 1.17(p) in the amount of \$240; or
  - ☐ a certification as stated below.
  
3. ☐ This Information Disclosure statement is filed before the payment of the issue fee, but after either:
  - (1) a final action under 37 C.F.R. § 1.113; or
  - (2) a Notice of Allowance under 37 C.F.R. § 1.311.

☐ In accordance with 37 C.F.R. § 1.97(d) also enclosed is:

  - (1) A certification, as stated below;
  - (2) A Petition requesting consideration of the Information Disclosure Statement; and

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(3) The petition fee set forth in 37 C.F.R. § 1.17(i)(1) in the amount of \$130.

Certification

The undersigned also states:

- ☐ Each item of information contained in the Information Disclosure Statement cited herein was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing date of this Information Disclosure Statement; or
- ☐ No item of information contained in the Information Disclosure Statement submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of this Information Disclosure Statement.

The fees indicated above are:

**TOTAL FEES: \$**

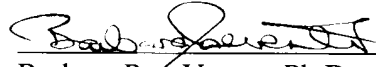
- ☐ A check including the amount of the above-indicated TOTAL FEES is attached.
- ☐ Please charge Deposit Account No. 18-0020 in the amount of: \$ \_\_\_\_\_.
- ☐ A check in the amount of \$ \_\_\_\_\_ is attached.
- ☒ No fee is required.
- ☒ The Commissioner is hereby authorized to charge any underpayment of the following fees associated with this communication, including any necessary fees for extension of time, or credit any overpayment to Deposit Account No. 18-0020.
  - ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims.
  - ☒ Any patent application processing fees under 37 C.F.R. § 1.17.
- ☒ A duplicate copy of this sheet is attached for accounting purposes.

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Respectfully submitted,

Dated: February 4, 2002

  
\_\_\_\_\_  
Barbara Rae-Venter, Ph.D.  
Reg. No. 32,750

Rae-Venter Law Group, P.C.  
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In re application of: Mikal E. Saltveit *et al*

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) Art Unit: 1645

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Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This Information Disclosure Statement is hereby submitted in accordance with 37 CFR 1.98 and 37 CFR 1.98(a)(2)(iii) requiring submission of copies of cited pending U.S. patent applications, and pursuant to Applicant's continuing duty under 37 CFR 1.56 to bring any information which may be material to patentability of this application to the Examiner's attention.

Copies of missing references A2, A3, C1, and D8-D40 will be submitted under separate cover upon our receipt. Copies of references A1, C2 and D1-D7 are attached hereto.

Enclosed, find also a copy of reference B1 which is being submitted in accordance with the new rule change pertaining to citation of pending U.S. patent applications.

**CERTIFICATE OF EXPRESS MAILING**

"Express Mail" Label No.: EL 923 476 574 45

Date of Deposit: FEB 8 2002

I hereby certify under 37 C.F.R. 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the U.S. Patent and Trademark Office, P.O. Box 2327 Arlington, VA 22202

(Signature) Robert Patterson

(Printed Name) Robert Patterson

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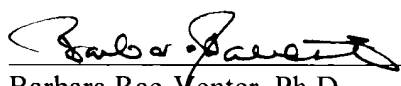
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Applicant makes no representation that a complete search has been conducted by the Applicant, or that there is not possibly more relevant art. Applicant also makes no representation that the information submitted herewith is in fact material.

The subject application is believed patentable over any of the above references.

Respectfully submitted,

Dated:  February 6, 2002

  
Barbara Rae-Venter, Ph.D.  
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